UNITED STATES DISTRICT COURT FOR THE DISTRICT OF RHODE ISLAND

Dexter C. Burke,
Plaintiff

v.

C.A. No. 08-431S

Eric H. Holder, Jr., Defendant

ORDER

The Report and Recommendation of United States Magistrate

Judge Lincoln D. Almond filed on February 27, 2009 in the abovecaptioned matter is accepted pursuant to Title 28 United States

Code § 636(b)(1). No objection has been filed to the Report and

Recommendation. Petitioner is no longer detained, therefore his

Petition is MOOT, and this matter is hereby DISMISSED without

prejudice.

By Order,

Deputy Clerk

ENTER:

William E. Smith

United States District Judge

Date: 3/20/09